



DEPARTMENT OF THE NAVY
HEADQUARTERS
NAVAL CRIMINAL INVESTIGATIVE SERVICE
27130 TELEGRAPH ROAD
QUANTICO VA 22134-2253

5720 2014-004626
SER00LJF/14U1148

JUN 10 2014

Mr. Matthew Cole
NBC News
30 Rockefeller Plaza
Room 412E1
New York, NY 10112

Dear Mr. Cole:

This responds to your April 7, 2014 Freedom of Information Act request seeking information pertaining to "the alleged shooting of unarmed child/children by... in Afghanistan between 2002-2005" A quality review of the newly implemented Department of the Navy's FOIA tracking system has determined that a response to your request was not provided.

With respect to the individual named in your request, lacking his/her consent, an official acknowledgment of an investigation of him/her, or an overriding public interest, even to acknowledge the existence of such records pertaining to this individual could reasonably be expected to constitute an unwarranted invasion of his/her personal privacy. Therefore, we will neither confirm nor deny the existence or non-existence of investigative records pertaining to him/her.

As the official responsible for the denial of your request, I am advising you of your right to appeal this determination. Your appeal must be postmarked within 60 calendar days from the date of this letter. An appeal should be addressed to the Secretary of the Navy's designee: Office of the Judge Advocate General, (Code 14), 1322 Patterson Avenue, S.E., Suite 3000, Washington Navy Yard, D.C. 20374-5066.

A copy of this letter, and a copy of your original request, should be attached along with a statement as to why you believe an adequate search has not been conducted. The letter of appeal and the envelope must both bear the notation "Freedom of Information Act Appeal".

We apologize for any inconvenience this may have caused. If you have any questions concerning this matter, please do not hesitate to contact our office at (571) 305-9092 or via electronic mail at ncisfoia@navy.mil.

Sincerely,

CARIN M. COZZA
LT, JAGC, USN